

North Dakota Board of Nursing Meeting Minutes – May 17-18, 2007

Call to Order: May 17, 2007 at 8:45 a.m. – Board office Conference Room, 919 S 7th Street Ste 504, Bismarck, ND.

Roll Call: Nine board members present as follows:

JoAnn Sund, RN, President	Claudia Dietrich, RN
Nelson (Buzz) Benson, RN, Vice-President	Roxane Case, Public Member (absent 5/18/07)
Mary Tello-Pool, LPN, Treasurer	Metta Schell, LPN
Renee Olson, LPN	Julie Traynor, RN
Donna Hegle, RN (absent 5/17/07)	

Staff Present:

Constance Kalanek, RN, Executive Director	Karla Bitz, RN, Associate Director
Patricia Hill, RN, Asst. Director for Practice & Discipline	Linda Shanta, RN, Associate Director for Education
Julie Schwan, Admin Services Coordinator	

Other observers present are indicated on the meeting attendance roster.

MINUTES REFLECT ACTIVE AGENDA ITEMS THAT WERE REVIEWED AND DISCUSSED AT THE MEETING.

AGENDA ITEM	ACTION
May 17 th Presentation	A presentation on "Nurse Delegation in Policy & Procedure - Consumer Directed Care" was given by Dr. Susan Reinhardt, Co-Director of the Center for Health Policy from Rutgers University in NJ from 8:45 a.m. to 2:15 p.m.
1.1 Consent Agenda	<p><i>Discussion:</i> The board reviewed the consent agenda.</p> <p><i>Motion:</i> Dietrich, seconded by Olson to: ADOPT THE CONSENT AGENDA.</p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
1.2 Agenda	<p><i>Discussion:</i> The agenda was reviewed as distributed. Hill requested removal of Agenda Item 4.92.</p> <p><i>Motion:</i> Olson, seconded by Case to: APPROVE THE AGENDA AS REORDERED.</p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
1.3 Open Forum 9:00 on 5/18/2007	No one was present to address the board. The open forum closed at 9:12 a.m.
2.1 March 15, 2007 Meeting Minutes	<p><i>Discussion:</i> The minutes of the March 15, 2007 meeting were reviewed. No corrections were identified.</p> <p><i>Motion:</i> Dietrich, seconded by Traynor to: APPROVE THE MINUTES OF THE MARCH 15, 2007 MEETING AS DISTRIBUTED.</p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
3.1 Financial Statements	Financial Statements through April 30, 2007 were reviewed. The board reviewed the comparison in actual expenditures to date from last year to this year. Income is at 102% of budgeted for the year and expenses are at 83% of budgeted.
3.2 2007-2008 Budget Proposal	<p><i>Discussion:</i> The Finance Committee met on April 26, 2007 to develop a proposed budget for 2007-2008. Tello-Pool reviewed meeting minutes with the Committee. The board reviewed a fund balance overview indicating the projected fund balance for the general account as of June 30, 2007, which is estimated to be \$105,379. The 2007-2008 Technology Plan was reviewed and the committee recommends approval. The SAAG proposal was reviewed, and Bergeson proposed keeping the retainer and hourly fee the same rate for the next fiscal year.</p> <p><i>Motion from Finance Committee:</i> RECOMMEND APPROVAL OF THE PROPOSED 2007-2008 BUDGET OF \$845,820 PROJECTED INCOME AND \$845,224 PROJECTED EXPENSES WHICH INCLUDES \$60,000 DESIGNATED FOR NURSING EDUCATION LOANS.</p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p> <p><i>Discussion:</i> The finance committee recommended approval of the 2007-2008 technology plan that includes the purchase of a new computer system. The current system is five year old and recent updates to the operating system have affected all office computers to the point the productivity has declined due to the computer problems. Kalanek requested that the board approve the purchase of the technology plan items prior to July 1, 2007 in order to return to normal operations as soon as possible.</p> <p><i>Motion from Finance Committee:</i> APPROVE THE PURCHASE OF THE NECESSARY COMPONENTS FROM THE 2007-2008 TECHNOLOGY PLAN FOR A COMPUTER SYSTEM UPGRADE PRIOR TO JULY 1, 2007 IN THE AMOUNT OF \$20,000.</p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>

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4.1 Administrative Settlements - Practice Without a License	<i>Discussion:</i> Six individuals have signed and submitted administrative settlements for practice without a license/registration since the last meeting. Each was reviewed and considered by the Board.																																		
	<i>Motion:</i> Case, seconded by Schell to:																																		
	ACCEPT THE ADMINISTRATIVE SETTLEMENTS FOR PRACTICE WITHOUT A LICENSE/REGISTRATION FOR THE FOLLOWING INDIVIDUALS: <table><tr><th>Name</th><th>Lic/Reg #</th><th>City, State</th><th>Sanction</th><th>Penalty Fee</th></tr><tr><td>Jones, Hollis</td><td>10254UAP</td><td>Jamestown, ND</td><td>Reprimand</td><td>\$300</td></tr><tr><td>Lass, Amanda</td><td>UAP applicant</td><td>Fargo, ND</td><td>Reprimand</td><td>\$500</td></tr><tr><td>Moseng, Keith</td><td>UAP applicant</td><td>Montevideo, MN</td><td>Reprimand</td><td>\$300</td></tr><tr><td>Skari, Stacy</td><td>UAP applicant</td><td>Casselton, ND</td><td>Reprimand</td><td>\$500</td></tr><tr><td>Tidball, Melissa</td><td>101459UAP</td><td>Bismarck, ND</td><td>Reprimand</td><td>\$400</td></tr><tr><td>Witte, Patricia</td><td>RN Applicant</td><td>Fargo, ND</td><td>Reprimand</td><td>\$400</td></tr></table>	Name	Lic/Reg #	City, State	Sanction	Penalty Fee	Jones, Hollis	10254UAP	Jamestown, ND	Reprimand	\$300	Lass, Amanda	UAP applicant	Fargo, ND	Reprimand	\$500	Moseng, Keith	UAP applicant	Montevideo, MN	Reprimand	\$300	Skari, Stacy	UAP applicant	Casselton, ND	Reprimand	\$500	Tidball, Melissa	101459UAP	Bismarck, ND	Reprimand	\$400	Witte, Patricia	RN Applicant	Fargo, ND	Reprimand
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	<i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.																																		
4.3 Voluntary Surrender	<i>Discussion:</i> Two individuals have signed and submitted a voluntary surrender, seeking the Board's consideration and approval of its terms. The board discussed the facts and terms of the Voluntary Surrender.																																		
	<i>Motion:</i> Schell, seconded by Dietrich:																																		
	APPROVE AND ACCEPT THE TERMS OF THE PROPOSED VOLUNTARY SURRENDER AND ENTER AS A FINAL ORDER OF THE BOARD FOR THE FOLLOWING INDIVIDUALS: <table><tr><th>NAME</th><th>LIC/REG #</th><th>CITY, STATE</th><th>PENALTY FEE</th></tr><tr><td>Nance-Peterson, Rebecca</td><td>10391UAP/Medication Assist</td><td>Minot, ND</td><td>\$100</td></tr><tr><td>Welder, Kathleen</td><td>L1670</td><td>Wishek, ND</td><td>\$200</td></tr></table>	NAME	LIC/REG #	CITY, STATE	PENALTY FEE	Nance-Peterson, Rebecca	10391UAP/Medication Assist	Minot, ND	\$100	Welder, Kathleen	L1670	Wishek, ND	\$200																						
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	<i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.																																		
4.41 Stipulation for Settlement –Meranda Richards, L11216	<i>Discussion:</i> A Stipulation for Settlement was received from Meranda Richards, LPN, seeking the Board's consideration and approval of its terms. The Board reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (3) (5) and NDAC 54-02-07-01.1 (5) (6).																																		
	<i>Motion:</i> Benson, seconded by Traynor:																																		
	ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR MERANDA RICHARDS, LPN, AND ENTER ITS ORDER TO: <ul style="list-style-type: none">♦ ISSUE A REPRIMAND;♦ ASSESS A \$600.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND♦ OTHER TERMS AS SET OUT IN BOARD ORDER																																		
	<i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent ; Olson, recuse; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 7 yes, 0 no, 1 recuse, 1 absent. Motion carried.																																		
4.42 Stipulation for Settlement – Tina Smith, R29842	<i>Discussion:</i> A Stipulation for Settlement was received from Tina Smith, RN, seeking the Board's consideration and approval of its terms. The Board reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (5) (6) and NDAC 54-02-07-01.1 (12).																																		
	<i>Motion:</i> Dietrich, seconded by Olson:																																		
	ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR TINA SMITH, RN, AND ENTER ITS ORDER TO: <ul style="list-style-type: none">• ENCUMBER HER LICENSE FOR A PERIOD OF TWO YEARS WITH PARTICIPATION IN THE WORKPLACE IMPAIRMENT PROGRAM DURING THE ENCUMBRANCE;• ASSESS A \$500.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND• OTHER TERMS AS SET OUT IN BOARD ORDER.																																		
	<i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.																																		
4.43 Stipulation for Settlement – Ardell Peterson, L6856	<i>Discussion:</i> A Stipulation for Settlement was received from Ardell Peterson, LPN, seeking the Board's consideration and approval of its terms. The Board reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (4).																																		
	<i>Motion:</i> Dietrich, seconded by Case to:																																		
	ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR ARDELL PETERSON, LPN, AND ENTER ITS ORDER TO: <ul style="list-style-type: none">• ISSUE A REPRIMAND, AND• ASSESS A \$500.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS, AND• OTHER TERMS AS SET OUT IN BOARD ORDER.																																		
	<i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.																																		

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AGENDA ITEM	ACTION
4.44 Stipulation for Settlement – Leona Knodle, R15217	<p><i>Discussion:</i> Sund recused herself from this agenda item and Benson led discussion. A Stipulation for Settlement was received from Leona Knodle, RN, seeking the Board's consideration and approval of its terms. The Board reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (3)(5)(6) and NDAC 54-02-07-01.1 (5)(6)(9)(12).</p> <p><i>Motion:</i> Olson, seconded by Schell to:</p> <p>ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR LEONA KNODLE RN, AND ENTER ITS ORDER TO:</p> <ul style="list-style-type: none"> • SUSPEND THE RN LICENSE FOR ONE YEAR; • ASSESS A \$1500.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS; AND • OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, recuse; Tello-Pool, yes; Traynor, yes. 7 yes, 0 no, 1 recuse, 1 absent. Motion carried.</p>
4.45 Stipulation for Settlement – Amy Hoffman, 102059/Unlicensed Assistive Person (May 18)	<p><i>Discussion:</i> A Stipulation for Settlement was received from Amy Hoffman, UAP, seeking the Board's consideration and approval of its terms. The Board reviewed and discussed the facts and terms of the Stipulation for Settlement for violation of NDCC 43-12.1-14 (3) and NDAC 54-02-07-01.1(2)(6).</p> <p><i>Motion:</i> Olson, seconded by Benson to:</p> <p>ACCEPT THE TERMS OF THE PROPOSED STIPULATION FOR SETTLEMENT FOR AMY HOFFMAN, UAP, AND ENTER ITS ORDER TO:</p> <ul style="list-style-type: none"> • ISSUE A REPRIMAND, AND • ASSESS A \$100.00 PENALTY FEE PLUS COSTS AND DISBURSEMENTS, AND • OTHER TERMS AS SET OUT IN BOARD ORDER. <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
4.71 Request for Reinstatement – Carla Renner, R27353 5/18/2007 @ 9:15 a.m.	<p><i>Discussion:</i> Carla Renner was present for this agenda item and requested reinstatement of her RN license. The board reviewed and discussed the Disciplinary Review Panel recommendation to encumber the license for two years with participation in the Workplace Impairment Program during the encumbrance.</p> <p><i>Motion:</i> Tello-Pool, seconded by Traynor to:</p> <p>ACCEPT CARLA RENNER'S REQUEST FOR REINSTATEMENT OF THE RN LICENSE TO ENCUMBERED STATUS FOR TWO YEARS WITH PARTICIPATION IN THE WORKPLACE IMPAIRMENT PROGRAM DURING THE PERIOD OF ENCUMBRANCE.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
4.72 Request for Reinstatement – Don Maack, R23218 5/18/2007 @ 9:25 a.m.	<p><i>Discussion:</i> Don Maack was present for this agenda item and requested reinstatement of his RN license. The board reviewed and discussed the Disciplinary Review Panel recommendation to encumber the license for three years with participation in the Workplace Impairment Program during the encumbrance. The board discussed AA and sponsorship with Mr. Maack and request that a requirement to attend AA be added to his WIP agreement.</p> <p><i>Motion:</i> Hegle, seconded by Tello-Pool to:</p> <p>ACCEPT DON MAACK'S REQUEST FOR REINSTATEMENT OF THE RN LICENSE TO ENCUMBERED STATUS FOR THREE YEARS WITH PARTICIPATION IN THE WORKPLACE IMPAIRMENT PROGRAM DURING THE PERIOD OF ENCUMBRANCE.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
4.73 Request for Reinstatement – Nicole Aasland, R30132 (5/17/07)	<p><i>Discussion:</i> Nicole Aasland is requesting reinstatement of her RN license. The board reviewed and discussed the Disciplinary Review Panel recommendation to encumber the license for three years with participation in the Workplace Impairment Program during the encumbrance.</p> <p><i>Motion:</i> Tello-Pool, seconded by Benson to:</p> <p>ACCEPT NICOLE AASLAND'S REQUEST FOR REINSTATEMENT OF THE RN LICENSE TO ENCUMBERED STATUS FOR THREE YEARS WITH PARTICIPATION IN THE WORKPLACE IMPAIRMENT PROGRAM DURING THE PERIOD OF ENCUMBRANCE.</p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
4.74 Request for Reinstatement – Wanda Schreiner, L8783 5/18/07 @ 9:45 a.m.	<p><i>Discussion:</i> Wanda Schreiner was present via phone for this agenda item and requested reinstatement of her LPN license from encumbered status to full license. The board reviewed the current order and discussed the Disciplinary Review Panel recommendation to reinstate the license to full status. The terms of the board order dated May 19, 2007 have been completed as reported by staff.</p> <p><i>Motion:</i> Olson, seconded by Schell to:</p> <p>ACCEPT WANDA SCHREINER'S REQUEST FOR REINSTATEMENT OF THE ENCUMBERED LPN LICENSE TO FULL LICENSURE STATUS.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8yes, 0 no, 1 absent. Motion carried.</p>

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4.91 - Other – Katie O'Meara	<p><i>Discussion:</i> Katie O'Meara submitted a NNAAP Application with a positive response to the criminal history question. Based on the terms of her probationary period and status, the Disciplinary Review Panel recommends to deny the application at this time.</p> <p><i>Motion:</i> Olson, seconded by Tello-Pool to:</p> <p>DENY KATIE O'MEARA'S APPLICATION FOR NNAAP TESTING BASED ON NDCC 43-12.1-14 (1).</p> <p><i>Roll call vote:</i> Benson, yes; Case, yes; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
4.10 Miscellaneous	<p>A new category has been added to the disciplinary summary document that lists the number of individuals that have automatic suspensions pursuant to their board order for non-compliance. The five individuals automatically suspended since the last meeting are:</p> <ul style="list-style-type: none"> ♦ Jane Krahn, R32213 – suspended for three years ♦ Cameron Petrek, R25487 – suspended for three years ♦ Marilyn Terry, L7589 – suspended for one year ♦ Paulette Long Chase, L11394 – suspended for 18 months ♦ Jane Hogan, L11053 - suspended until fees are paid
5.11 NDSU Graduate Nursing Program – Initial Approval (Nursing Education Committee)	<p><i>Discussion:</i> Sr Mary Margaret Mooney, PhD, RN, Chair of the Program was available via conference call. The Nursing Education Committee met and reviewed the NDSU Graduate Nursing Programs Survey Report for the Masters Program (Nursing) and the Doctor of Nursing Practice. The program is being reviewed as a new program through NDSU after the Tri-College University Nursing Consortium was discontinued.</p> <p><i>Nursing Education Committee:</i></p> <p>ACCEPT THE RECOMMENDATION OF THE NURSING EDUCATION COMMITTEE THAT:</p> <ul style="list-style-type: none"> ♦ NDSU GRADUATE NURSING PROGRAM IS MAKING SIGNIFICANT PROGRESS TOWARD FULL COMPLIANCE WITH NDAC 54-03.2 STANDARDS FOR NURSING EDUCATION PROGRAMS; AND ♦ GRANT INITIAL APPROVAL THROUGH JULY 2008. <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 7 yes, 0 no, 2 absent. Motion carried.</p>
5.21 DSU Program Change BSN & AASPN (Nursing Education Committee)	<p><i>Discussion:</i> Mary Anne Marsh, PhD, RN, was present via conference call. Dickinson State University has made revisions to curriculum structure and definitions and mission/vision/philosophy statements. The changes were at the recommendation of NLN during a 2005 site visit in which they encouraged DSU to take steps to more clearly define the difference between the associate and baccalaureate degree programs regarding program goals, roles and content. The entire report was reviewed by Nursing Education Committee. The committee recommended approval of the request.</p> <p><i>Motion from the Nursing Education Committee to:</i></p> <p>ACCEPT THE RECOMMENDATION OF THE NURSING EDUCATION COMMITTEE THAT:</p> <ul style="list-style-type: none"> ♦ DICKINSON STATE UNIVERSITY BACCALAUREATE AND ASSOCIATE OF APPLIED SCIENCE PRACTICAL NURSING PROGRAMS ARE IN COMPLIANCE WITH REVISIONS TO THE CURRICULUM STRUCTURE AND DEFINITIONS ACCORDING TO NDAC CURRICULUM SECTION 54-03.2-06. <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, absent; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 7 yes, 0 no, 2 absent. Motion carried.</p>
5.31 Medcenter One Health System's Medication Assistant II Program	<p><i>Discussion:</i> Medcenter One Health System has submitted a Medication Assistant Program II for board review and continued approval. Hill Indicated the program meets the board's guidelines.</p> <p><i>Motion:</i> Olson, seconded by Schell to:</p> <ul style="list-style-type: none"> ♦ ACCEPT THAT THE MEDCENTER ONE HEALTH SYSTEM MEETS THE REQUIREMENTS FOR MEDICATION ASSISTANT PROGRAM II AS SET BY NDAC CHAPTER 54-07-07; AND ♦ THE BOARD GRANT CONTINUED APPROVAL FOR THIS COURSE TO BE OFFERED BY MEDCENTER ONE HEALTH SYSTEM FROM MAY 2007 THROUGH MAY 2011. <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8yes, 0 no, 1 absent. Motion carried.</p>

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5.32 Minot State University Medication Assistant I Program	<p>Minot State University has submitted a Medication Assistant I Program for board review and continued approval. Hill indicated the program meets the board's guidelines. There were allegations of a breach of test security. Changes were made to address the situation, and test procedures are being followed.</p> <p><i>Motion:</i> Dietrich, seconded by Traynor to:</p> <ul style="list-style-type: none"> ♦ ACCEPT THAT THE MINOT STATE UNIVERSITY MEETS THE REQUIREMENTS FOR MEDICATION ASSISTANT PROGRAM I AS SET BY NDAC CHAPTER 54-07-07; AND ♦ THE BOARD GRANT CONTINUED APPROVAL FOR THIS COURSE TO BE OFFERED BY MINOT STATE UNIVERSITY FROM MAY 2007 THROUGH MAY 2011 <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8yes, 0 no, 1 absent. Motion carried.</p>
5.41 2007 Continuing Education Audit	<p><i>Discussion:</i> The audit for 2007 has been completed. 93% were in full compliance, although five individuals have not paid their fees. Further action may be required for those that have not paid fees.</p> <p><i>Motion:</i> Dietrich, seconded by Schell to: ACCEPT THE 2007 CONTINUING EDUCATION AUDIT.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8yes, 0 no, 1 absent. Motion carried.</p>
5.42 Ratification of approval workshops etc for contact hours	<p><i>Discussion:</i> The board reviewed a list of courses approved by board staff for contact hours as of May 15, 2007.</p> <p><i>Motion:</i> Hegle, seconded by Olson to: RATIFY APPROVAL OF THE WORKSHOP FOR CONTACT HOURS SUBMITTED TO THE ND BOARD OF NURSING, WHICH INCLUDES COURSE #622 THROUGH #625.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
5.43 CNE-Net LPN IV Therapy Course (Nursing Education Committee)	<p><i>Discussion:</i> The CNE-Net LPN IV Therapy Course was submitted for the board's review for continued approval. The course currently has board approval through July 2007. The Nursing Education Committee reviewed the course report in detail. The course is fully compliant with the guidelines.</p> <p><i>Motion from the Nursing Education Committee that:</i></p> <ul style="list-style-type: none"> ♦ CNE-NET IV THERAPY COURSE MEETS THE REQUIREMENTS AS SET BY NDAC SECTION 54-05-01-06 ROLE OF LICENSED PRACTICAL NURSE IN INTRAVENOUS THERAPY. ♦ GRANT CONTINUED APPROVAL FROM JULY 2007 THROUGH JULY 2011. <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
5.51 Nurse Faculty Intern Pilot Study	<p>The board reviewed an update on the Nurse Faculty Intern Project that summarizes the characteristics of the Nurse Faculty Intern and employers. A Nurse Faculty Intern Day is scheduled for June 5th with focus groups meeting in the morning. Dr. Nancy Spector from NCSBN will give a presentation on evidence based nursing education in the afternoon.</p>
5.52 UND Clarification Requested – teaching administration of medication to Physician Assistant students.	<p><i>Discussion:</i> The board reviewed a letter from Dr. Helen Melland of UND College of Nursing indicating that the Physician Assistant Program at UND has requested UND College of Nursing faculty to teach injection technique to their students who have an allied health background. The College of Nursing is requesting guidance from the board regarding teaching physician assistant students medication administration. Bergeson has researched the issue and indicates there are no legal issues. Kalanek spoke with the Executive Secretary of the Board of Medical Examiners who also indicated it was within the scope of practice for the PA to administer medication such as injections and IV therapy. The Board agreed it is appropriate for the UND College of Nursing to teach IV insertion and Injections to the PA students.</p> <p><i>Motion:</i> Traynor, seconded by Dietrich that: IT IS ACCEPTABLE FOR UND COLLEGE OF NURSING FACULTY TO TEACH IV INSERTION AND INJECTIONS TO PHYSICIAN ASSISTANT STUDENTS.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
5.53 Revision of Policy for Out-of-State Students (Nursing Education Committee)	<p><i>Discussion:</i> The Nursing Education Committee discussed revisions to the "Guidelines for Out of State Nursing Education Programs Seeking Student Nurse Placement in ND. It has been noted that some states do not approve graduate programs, and a statement was added to address this concern. The APRN program may be nationally accredited by a nationally recognized accrediting body or have board approved. Also added to the policy was a statement requiring ND or compact license for supervising faculty consistent with NDCC 43-12.1-03.</p> <p><i>Motion from the Nursing Education Committee to:</i> ACCEPT THE REVISIONS TO THE POLICY ENTITLED "GUIDELINES FOR OUT OF STATE NURSING EDUCATION PROGRAMS SEEKING STUDENT PLACEMENT IN ND."</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>

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5.54 Revision of Policy for Nursing Education Loan distribution (Nursing Education Committee)	<p><i>Discussion:</i> The Nursing Education Committee reviewed revisions to the Policy on Nursing Education Loans. One revision clarifies that an undergraduate disbursement is made to the sponsoring institution that they are attending. This change is to make the policy constant with the rule.</p> <p><i>Motion from the Nursing Education Committee to:</i> ACCEPT THE REVISIONS TO THE NURSING EDUCATION LOAN POLICY FOR LOAN DISTRIBUTION.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
6.1 Plemel – Air Travel	<p>Karen Plemel is an RN who was aboard a flight where a physician or nurse was called for. She did respond to the call, but requested from the board office whether she could be disciplined for not responding to the call, or if she was covered by the Good Samaritan Act. Bergeson researched the issue and indicated that depending on what air space a flight is in those laws would apply. All these types of issues would be reviewed on a case by case basis.</p>
7.11 Approval of Registration – Technician	<p>One application for Surgical Technician has been submitted since the last meeting.</p> <p><i>Motion:</i> Dietrich, seconded by Olson to: APPROVE THE FOLLOWING APPLICATION FOR SURGICAL SCRUB TECHNICIAN: IAN CRAWFORD</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, recuse; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 recuse, 1 absent. Motion carried.</p>
7.12 Collaborative Health Care Scope of Practice Document	<p>The board reviewed a document from NCSBN titled “Changes In Healthcare Professions Scope of Practice: Legislative Considerations”. The document is a collaborative effort by representatives from six healthcare regulatory organizations and was developed to assist legislators and regulatory bodies with making decisions about changes to healthcare professions’ scope of practice. The board will use this document during deliberations of the Nurse Practice Committee to aid in decision making.</p>
7.13 Drug Distribution and Control – NDBOP letter	<p>The board reviewed a response from Howard Anderson to Susan Beattie at the Center for Rural Health related to labeling and dispensing of medications for hospital emergency rooms.</p>
7.14 Approval of additional member to Nurse Practice Committee	<p><i>Discussion:</i> The Nurse Practice Committee has been reviewing issues related to Botox injections and punch biopsies and request that Karla Saylor, RN be added as a member of the Nurse Practice Committee for her expertise in this area.</p> <p><i>Motion:</i> Dietrich, seconded by Olson to: APPROVE THE ADDITION OF KARLA SAYLER, RN TO THE NURSE PACTICE COMMITTEE.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
7.15 Practice Statement – Revisions	<p><i>Discussion:</i> The board office received a request for information regarding minimal sedation in the form of nitrous oxide/oxygen-inhalation by registered nurses. Board Staff, Buzz Benson, CRNA & Board Member, and Jerry Maddock, Chief CRNA at St. Alexius researched the information at length and indicated that the practice exists in surrounding states by registered nurses. The Practice Statement on the “Role of Registered Nurse (RN) in the Management of Patients Receiving Sedation/Analgesia for Therapeutic, Diagnostic, or Surgical Procedures was revised to address this issue. A letter from NDANA addressing concerns was reviewed, and the board noted that the concerns addressed were issues that should be addressed in facility policy.</p> <p><i>Motion:</i> Dietrich, seconded by Benson to: APPROVE THE REVISIONS TO THE PRACTICE STATEMENT ENTITLED: “ROLE OF THEREGISTERED NURSE (RN) IN THE MANAGEMENT OF PATIENTS RECEIVING SEDATION/ANALGESIA FOR THERAPEUTIC, DIAGNOSTIC, OR SURGICAL PROCEDURES.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
7.21 Final Report to Legislative Council	<p>The board reviewed the final report to the Legislative Council for the Nursing Needs Study. Requirements of the law have been met. Further reports to the legislative council will be by invitation only.</p>
7.22 Remote Possibilities – Nursing Shortage, Modern Healthcare, April 9, 2007	<p>The board reviewed an article from Modern Healthcare Magazine titled “Remote Possibilities”. The ND Nursing Needs study was quoted and data is being used throughout the nation.</p>
7.31 Prescriptive Authority Applications	<p><i>Discussion:</i> Four individuals have submitted applications for prescriptive authority since the last meeting.</p> <p><i>Motion:</i> Traynor, seconded by Olson to: RATIFY PRESCRIPTIVE AUTHORITY FOR THE FOLLOWING: Priscilla Ellinor, RN, PNP, Fargo, ND Heather Wendorf, RN, GNP, Fargo, ND Jane Sepiol, RN, FNP, Washburn, ND Glenice Carlson, RN, FNP, Fargo, ND</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
7.33 Report on AP Meeting – Salt Lake City – Patricia Dardis – May 18, 1:00 p.m.	<p>Postponed to July 2007 meeting.</p>

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7.34 APRN Joint Dialogue Notes	The board reviewed an update from the NCSBN APRN Joint Dialogue Group meeting held in March 2007.
7.4 Nurse Licensure Compact	The Board reviewed a letter from Disease Management Association of America in support of the Nurse Licensure compact.
7.51 Legislative Bills Affecting State Agencies	The final versions of all the bills the board was tracking were reviewed by the Board.
7.54 Board of Nursing Legislation	<p><i>Discussion:</i> SB2379 is a bill to establish a nursing consortium and plan for a clinical simulation resource for ND. UND College of Nursing has requested a representative from the Board to represent the board.</p> <p><i>Motion:</i> Olson, seconded by Traynor to: APPROVE CONSTANCE KALANEK, EXECUTIVE DIRECTOR, FOR REPRESENTATIVE AT THE PROPOSED MEETINGS OF THE NURSING CONSORTIUM BEGINNING IN JULY 2007. BUDGET FOR TRAVEL EXPENSES WILL BE ALLOCATED FROM THE 2007-2008 BUDGET STAFF/BOARD EXPENSES.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p> <p><i>Discussion:</i> The Attorney General's office has requested feedback on a possible implementation date for criminal background check for the Board of Nursing since it will be a large number and will impact workload in their office. Staff indicate the earliest they feel implementation is possible is July 2008.</p> <p><i>Motion:</i> Tello-Pool, seconded by Traynor to: SET AN IMPLEMENTATION DATE FOR CRIMINAL BACKGROUND CHECKS OF JULY 2008.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>
7.55 Senate Concurrent Resolution No 4019 – CHIP	Senate Concurrent Resolution No 4019 was reviewed by the Board that relates to the Children's Health Insurance Program.
7.56 APT correspondence	The board reviewed a thank you letter from APT for the opportunity to provide the board with their services during the legislative session.
7.6 Website & Renewal	The capability to apply for license by examination has been added to the website. The staff will add license by endorsement soon.
7.71 Performance Reviews for staff	Staff portfolios are available for board member review. Kalanek reviewed highlights of staff productivity for the past year.
12.11 Appointment to Board Standing Committee for July meeting	<p><i>Discussion:</i> Dietrich is a member of the Nursing Education Committee and her term will be expiring in June. Staff asked for another member to be assigned to the Nursing Education Committee for the July meeting.</p> <p><i>Motion:</i> Olson, seconded by Dietrich to: APPOINT BUZZ BENSON TO THE NURSING EDUCATION COMMITTEE FOR THE JULY 2007 MEETING.</p> <p><i>Roll call vote:</i> Benson, yes; Case, absent; Dietrich, yes; Hegle, yes; Olson, yes; Schell, yes; Sund, yes; Tello-Pool, yes; Traynor, yes. 8 yes, 0 no, 1 absent. Motion carried.</p>

CONSENT AGENDA:

8.1 NCSBN
8.11 Report of Findings from 2005 LPN/VN Post Entry Level Practice Analysis
8.12 NCLEX Item Review
8.2 Office Management
8.3 Nursing Practice
8.31 Summary of practice calls
8.4 Workplace Impairment Program Report
8.41 Statistics
8.5 Unlicensed Assistive Person/Medication Assistant
8.51 Testing Summary Report
8.52 NNAAP Testing
8.53 NNAAP Pass Rates by State for Year 2006
8.54 2006 Job Analysis of Medication Assistants
8.6 Licensure
8.61 Licensed Nurse
8.62 Unlicensed Assistive Person
8.63 NCLEX-RN
8.64 NCLEX-PN
8.65 Late Renewal Summary
8.66 Online Application System for new graduates and license by endorsement

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8.7 Discipline
8.71 Disciplinary Statistics/Case Activity Report
8.8 Legal Counsel
8.9 Education
8.91 St Louis University notification of 1 APRN student clinical education practice in ND facilities
8.92 St Alexius notification of (4) Texas Wesleyan University Graduate Program Nurse Anesthesia students clinical experience in ND beginning August 2007
8.93 MSU Moorhead Nursing Program notification of 29 BSN students attending clinical education May – July 2007

BOARD COMMITTEES:

9.0 Program Monitoring Committee	May 16 @ 4:00 p.m. – Olson indicated the group audited five encumbered cases and five WIP cases. Members were impressed with the amount of information collected and tracked.
9.1 Nursing Education Committee	May 16 @ 1:30 p.m. – All items were covered during regular agenda items.
9.2 Finance Committee	April 26, 2007 – All items were covered during regular agenda items.
9.3 Executive Committee	May meeting – Will meet at noon to review Executive Director evaluation.
9.4 Prescriptive Authority Committee	No Meeting
9.5 Nursing Practice Committee	May 10; June 7 – Reviewing questions related to dermatologic procedures. The committee reviewed information from other boards. Experts in the field were available to discuss the issues with the group. The Intent of the staff will to have developed a practice statement for the committee to review.

UPCOMING MEETINGS & REPORT OF MEETINGS ATTENDED:

10.1 NCSBN Annual Meetings – August 7-10, 2007
10.2 NCSBN Monthly Meetings by teleconference calls and onsite:
10.2-1 National and State Policy
10.2-2 Education Consultants
10.2-3 Discipline Networking
10.2-4 EO Network
10.2-5 NLCA Meeting
10.2-6 Mid-Year Meeting, April 2-4, 2007, New Orleans – Sund, Kalanek, & Bitz
10.2-7 Bylaws Committee
10.2-8 NCSBN Executive Officers Leadership Seminar – June 26-28
10.2-9 Annual Institute of Regulatory Excellence – January 2008
10.2-10 IT Summit, Portland, OR – May 15-16, 2007
10.2-11 IRE Tele-conference
10.2-12 Board Investigator & Attorney Workshop, San Francisco, CA – May 20-23, 2007
10.2-13 NCLEX Invitational
10.2-14 Education Consultants Focus Group
10.2-15 Continued Competency Advisory Panel
10.2-16 TERCAP Task Force – June 20-21, 2007
10.2-17 Member Board Leadership Development Panel – June 12,
10.2-18 Transition of New Nurses from Education to Practice: A Regulatory Perspective – February 22, 2007
10.3 ND Nurse Leadership Council – June 14
10.4 ND Organization of Nurse Executives – May 21
10.5 ND Nurses Association
10.6 ND Rural & Public Health Conference – March 20-22, 2007 – Seven Seas, Mandan - reviewed a report of highlights from the meeting
10.7 ND LTCA Conference
10.8 ND Health Care Association Annual Meeting
10.9 ND Domestic and Sexual Violence State Prevention Team
10.10 Nurse Education Articulation Taskforce
10.11 American Academy of Nurse Practitioners Region 8 Invitational Leadership Meeting – March 2, 2007
10.12 Consumer Directed Care – S Reinhardt – May 17 – Bismarck

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| 10.13 | Maximum Impact Simulcast – May 11 – Bismarck – staff | Leadership Conference. All directors attended – meeting was outstanding |
| 10.14 | Advancing Nursing Practice – Claiming Ownership for Nursing Outcomes – Fargo, May 3-4, 2007 | - reviewed a summary of key note at conference |

Staff Presentation

- 11.1 Emerging Issues – Altru – June 11
- 11.2 Development, Implementation, & Evaluation of a Continued Competence Mandate – Dakota Conference – March 20-21 – poster presentation – Kalanek
- 11.3 Nurse Faculty Intern Pilot Study – Dakota Conference – March 20-21 – poster presentation – Shanta
- 11.4 TERCAP: New Pathways for Safe Nursing Practice – Dakota Conference – March 20-21 – poster presentation – Bitz
- 11.5 Nurse Executive Leadership Conference – IHS – May 9 @ Seven Seas – Mandan
- 11.6 Nurse Delegation – Jamestown (ACCC) – May 22 – Hill
- 11.7 Nurse Faculty Intern Pilot Study: Advancing Nursing Practice: Claiming Ownership for Nursing Outcomes – Fargo – May 3 & 4, Shanta
- 11.8 Nurse Practice Act – MCO – June 15 – Kalanek
- 11.9 Workplace Impairment Program – Altru Hospital – Grand Forks – April 25, 2007 (2 sessions) – Bitz
- 11.10 Violations of NPA and Workplace Impairment Program, MeritCare Health System, Fargo, April 26 & 27, 2007 – Bitz

The meeting recessed on May 17th at 3:30 for the day and reconvened on May 18th at 8:35 a.m.

The meeting adjourned at 12:00 p.m.

Constance B. Kalanek, RN, PhD
Executive Director
Draft 5/21/2007